
By: **Senators Middleton and Dyson**
Introduced and read first time: January 31, 2003
Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: March 14, 2003

CHAPTER _____

1 AN ACT concerning

2 **Natural Resources - Land Preservation and Recreation Plan**

3 FOR the purpose of altering the criteria to be used for the joint approval of a local
4 land preservation and recreation plan by the Department of Natural Resources
5 and the Department of Planning; altering the frequency by which a local
6 governing body revises its local land preservation and recreation plan; requiring
7 the local land preservation and recreation plan to be submitted for joint
8 approval by the Departments a certain length of time before the revision of the
9 Maryland Land Preservation and Recreation Plan; altering the frequency by
10 which the Departments prepare and revise the Maryland Land Preservation
11 and Recreation Plan; requiring certain plans to be submitted, prepared, and
12 revised according to guidelines prepared by the Department of Planning by
13 certain dates; and generally relating to land preservation and recreation plans.

14 BY repealing and reenacting, with amendments,
15 Article - Natural Resources
16 Section 5-905(b)(2) and 5-906(b)
17 Annotated Code of Maryland
18 (2000 Replacement Volume and 2002 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
20 MARYLAND, That the Laws of Maryland read as follows:

1

Article - Natural Resources

2 5-905.

3 (b) (2) A local governing body shall prepare a local land preservation and
4 recreation plan with acquisition goals based upon the most current population data
5 available from the Department of Planning and submit it to the Department and to
6 the Department of Planning for joint approval according to the criteria and goals set
7 forth in [the Maryland Land Preservation and Recreation Plan and any revisions
8 thereof] GUIDELINES PREPARED BY THE DEPARTMENT AND THE DEPARTMENT OF
9 PLANNING. A local governing body shall revise its local land preservation and
10 recreation plan at least every [five] SIX years [concurrently with the revision of the
11 Maryland Land Preservation and Recreation Plan] and submit the revised local plan
12 to the Department and to the Department of Planning for joint approval ONE YEAR
13 PRIOR TO THE REVISION OF THE MARYLAND LAND PRESERVATION AND RECREATION
14 PLAN. Prior to approval of a revised local plan, the Department shall provide the
15 legislators from the district within which any part of the local jurisdiction is located
16 the opportunity to review and comment on the revised local plan.

17 5-906.

18 (b) Every acquisition and development project funded by the State in whole or
19 in part shall meet needs identified in the Maryland Land Preservation and
20 Recreation Plan prepared and revised every [5] 6 YEARS [years, beginning in 1993,]
21 by the Department of Planning in cooperation with the Department. The document
22 shall identify and recommend for State acquisition efforts those resource areas facing
23 the most intense or immediate development pressure. These resource areas shall be
24 designated as targeted areas. The document and any changes to it shall be distributed
25 to every local governing body.

26 SECTION 2. AND BE IT FURTHER ENACTED, That:

27 (a) A local land preservation and recreation plan shall be submitted to the
28 Department of Natural Resources and the Department of Planning by July 1, 2005.

29 (b) The Maryland Land Preservation and Recreation Plan shall be prepared
30 and revised by the Department of Planning by July 1, 2006.

31 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
32 October 1, 2003.

